

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION**

**NEXTGEAR CAPITAL INC. et al.,**

**Plaintiffs,**

**v.**

**DRUIEN, INC. d/b/a Lawton Auto  
Auction a/k/a Lawton Cache Auto  
Auction et al.,**

**Defendants.**

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**Civil Action No. 4:20-cv-00959-P**

**ORDER**

Plaintiffs NextGear Capital Inc. and Automotive Finance Corporation filed this action on August 24, 2020, in which they allege various tort and contract claims against Defendants Druen, Inc. d/b/a Lawton Cache Auto Auction; Lisa Druen; Michael Vernon Garrison d/b/a Rock Hill Used Cars; and Mike Garrison d/b/a Austin Financial Services. Complaint, ECF No. 1 at ¶¶ 158–191. Plaintiffs allege that “[v]enue is proper in this district under 28 U.S.C. §1391.” *Id.* at ¶ 3. However, the Court notes that its review of Plaintiffs’ Complaint reveals that the all of the alleged events and omissions appear to have occurred out of this district and division.

Accordingly, Plaintiffs are **ORDERED** to file an amended complaint on or before **October 12, 2020**, with more detailed allegations to support that venue is proper in this district and division. The failure to file such an amended complaint may result in dismissal of Plaintiffs’ claims without further notice.

**SO ORDERED** on this **21st day of September, 2020.**

A handwritten signature in black ink, reading "Mark T. Pittman". The signature is written in a cursive style with a horizontal line underneath.

Mark T. Pittman

UNITED STATES DISTRICT JUDGE